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HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2012

ROUGH DRAFT
JOURNAL

EIGHTEENTH DAY

FEBRUARY 14, 2012

OFFICE OF THE CHIEF CLERK

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EIGHTEENTH DAY

Tuesday, February 14, 2012

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2012, convened at 12:11 o'clock p.m., with Speaker Say presiding.

The invocation was delivered by Pastor Timothy Jay Mason of the Calvary by the Sea Lutheran Church, after which the Roll was called showing all Members present with the exception of Representatives C. Lee and M. Lee, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Seventeenth Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1102 and 1103) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1102, informing the House that on February 13, 2012, the following bill was signed into law:

S.B. No. 239, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND." (ACT 002)

Gov. Msg. No. 1103, informing the House that on February 13, 2012, the following bill was signed into law:

S.B. No. 809, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII." (ACT 003)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 19 through 21) were received and announced by the Clerk:

Sen. Com. No. 19, transmitting H.B. No. 2002, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," which passed Third Reading in the Senate on February 13, 2012.

Sen. Com. No. 20, transmitting S.B. No. 2061, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," which passed Third Reading in the Senate on February 13, 2012.

Sen. Com. No. 21, transmitting S.B. No. 2759, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," which passed Third Reading in the Senate on February 13, 2012.

On motion by Representative Evans, seconded by Representative Pine and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives C. Lee and M. Lee were excused.)

S.B. No. 2061, SD 1
S.B. No. 2759, SD 1

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

At 12:15 o'clock p.m. Representative Ward requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 299-12) recommending that H.B. No. 2007, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2007, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSTRUCTIONAL TIME," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 300-12) recommending that H.B. No. 2816, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2816, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 301-12) recommending that H.B. No. 2273, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2273, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCUSSIONS," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 302-12) recommending that H.B. No. 2416, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2416, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 303-12) recommending that H.B. No. 1683, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1683, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to speak against this bill. Thank you. I must first ask for a ruling on a potential conflict. I'm a grandmother of a two year old," and the Chair ruled, "no conflict."

Representative Thielen continued, stating:

"Thank you. I believe that my grandson, as well as the other children of early age in Hawaii deserve to have this Junior Kindergarten Program. Instead of eliminating this and hoping that maybe some other measures will pass that will set up some early learning opportunities, I believe we

instead should make this program universal and fully funded. So I'm voting no on behalf of all of those young children. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"Mahalo Ho'omalu 'olelo. Ke kū nei au me ke kako'o 'ole no ka mea au he pila hewa kēia. O wao no e hele ke kula maka makahiki e ha o wā o ka mea. Nui nō kēia pila. Makemake au kaha'i 'olelo no ka luna maka'ainana mamua 'o'i loko 'o ka hale pūkē lula maka'ainana no ko kana hua 'olelo like me ko'u. Mahalo."

Representative Hanohano provided the following translation:

Thank you Mr. Speaker.

I rise in opposition because this is a wrongful bill. I attended school at the age of four. There are problems/issues in this bill. I am requesting to have the words of my colleague who spoke before me entered into the House Journal as if they are my thought. Thank you.

The Chair addressed Representative Brower, stating:

"Representative Brower, would you like to interpret that for us?"

Representative Brower rose to speak in support of the measure, stating:

"Mr. Speaker I would just like to say that I am in support. *Mai ka na'au. Mai ka na'au.*"

Representative Pine rose to speak in support of the measure with reservations, stating:

"With reservations. And I think what the previous speaker was, not the one from Waikiki, was saying that it's difficult to be in support of eliminating Junior Kindergarten when we don't have anything in place that's active. It doesn't really make sense economically or strategically."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support and may I make a few remarks? I appreciate the opposition and I know that there is a lot of concern. I myself, if I could declare a conflict, have a young child, two young children, and am very much concerned about our early education, especially in our public school system. However, I would urge Members to look forward on the agenda to Stand. Com Rep. No. 309-12 and that we do in fact have a plan. I would love to join hands with Members of the other side of the aisle as we do talk about universal and funded early education because that will be an interesting conversation to have. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1683, entitled: "A BILL FOR AN ACT RELATING TO JUNIOR KINDERGARTEN," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano and Thielen voting no, and with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 304-12) recommending that H.B. No. 2008, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2008, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 305-12) recommending that H.B. No. 2091, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2091, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 306-12) recommending that H.B. No. 2127, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2127, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I have a ruling on a potential conflict? I'm a graduate of Hawaii Preparatory Academy," and the Chair ruled, "no conflict."

Representative McKelvey continued in support of the measure, stating:

"In support. And please don't let the Members hold that they produced me against this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2127, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 307-12) recommending that H.B. No. 2728, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2728, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Takumi and Rhoads, for the Committee on Education and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 308-12) recommending that H.B. No. 2513, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 2513, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Takumi and Mizuno, for the Committee on Education and the Committee on Human Services presented a report (Stand. Com. Rep. No. 309-12) recommending that H.B. No. 2519, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.B. No. 2519, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm rising in support of this measure. But I want to tie it back again to House Bill 1683, which eliminates Junior Kindergarten. If this measure doesn't make it through Finance and then over to the Senate, and then through their Ways and Means Committee, we then are left with eliminating the Junior Kindergarten Program. I'm sorry the two weren't tied together. In other words, Junior K stays alive unless

the funding is appropriated and the Early Learning Council and the Early Childhood Coordinator are able to be funded and be able to up the new Early Childhood Education System.

"I don't want to see a gap, Mr. Speaker. I don't think that's good for our children. We'd have one age level going through that would be significantly behind the rest of the students going ahead of them and coming behind them. And that can create a lot of difficulties. Thank you."

Representative Ching rose in support of the measure and asked that the remarks of Representative Thielen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2519, HD 1, entitled: "A BILL FOR AN ACT RELATED TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 310-12) recommending that H.B. No. 2078, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2078, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 311-12) recommending that H.B. No. 2531, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2531, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 312-12) recommending that H.B. No. 2809, pass Second Reading and be referred to the Committee on Agriculture.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2809, pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative Evans.

Representative Ching rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support, and I'd like to insert written comments on this one. The fact is that poi is one of the best things that people can eat if they have diabetes. It's one of the best, most healthy products we have. Thank you."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in support of H.B. 2809 - Relating to Agriculture. This bill designates October as "Kalo Appreciation Month".

"H.B. 2809 will successfully promote the cultivation and awareness of Hawaii's most sacred indigenous plant, *kalo*. This measure will do wonders for the *kalo* industry by showcasing the healthy benefits of the vitamin and fiber-rich vegetable. It is imperative that we utilize this healthy option in everyday Hawaii diets, for *kalo* has the ability to enrich our diets with much needed vitamins and nutrients and aide in the fight against diabetes. Promoting this amazing vegetable that has sustained the Hawaiian people for hundreds of years is vital for the health of our people. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2809, entitled: "A BILL FOR AN ACT RELATING TO KALO APPRECIATION MONTH," passed Second Reading and was referred to the Committee on Agriculture, with Representatives C. Lee and M. Lee being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 313-12) recommending that H.B. No. 2042, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2042, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives C. Lee and M. Lee being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 314-12) recommending that H.B. No. 2483, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2483, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 315-12) recommending that H.B. No. 2259, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2259, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 316-12) recommending that H.B. No. 2484, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2484, HD 2, be referred to the Committee on Finance, seconded by Representative Evans.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, on Stand. Com. Rep. No. 316, may I have a ruling on a potential conflict? I drive an electric vehicle. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2484, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 317-12) recommending that H.B. No. 2740, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2740, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed

Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 318-12) recommending that H.B. No. 2004, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2004, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 319-12) recommending that H.B. No. 2005, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2005, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 320-12) recommending that H.B. No. 1791, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1791, entitled: "A BILL FOR AN ACT RELATING TO HOMICIDE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 321-12) recommending that H.B. No. 2309, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 322-12) recommending that H.B. No. 1928, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1928, entitled: "A BILL FOR AN ACT RELATING TO TESTING FOR INTOXICANTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 323-12) recommending that H.B. No. 2453, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2453, entitled: "A BILL FOR AN ACT RELATING TO CIVIL IDENTIFICATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 324-12) recommending that H.B. No. 2617, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2617, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 325-12) recommending that H.B. No. 2800, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2800, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Marumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2800, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representative Marumoto voting no, and with Representatives C. Lee and M. Lee being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 326-12) recommending that H.B. No. 2153, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2153, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"With reservations. It just seems to me like it's a way to, or it feels like discrimination against poor people. This will make them take the longest route into town because they can't afford to take the direct route. Mahalo."

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure, stating:

"In strong support, Mr. Speaker. I think that we have roads that are so congested, especially those heading to the Leeward side. And yes, someone may argue that this will impact those who can't afford the toll road. But I think when we have toll roads it would benefit everyone. Because those that can afford to pay will use it, and there will be more space for those that cannot. We have to face the fact that we will never have enough money to build another freeway. We will not have enough

federal funding to build a new freeway. Toll roads are something that have been adopted by the 49 other states to solve the congestion problem.

"We cannot be locked in with just thinking that there is discrimination here. There is no discrimination Mr. Speaker, because we will all stand to benefit from it. We may not all be able to go in the fast lane, but we have to look at the bigger picture. We need more roads. That's the bottom line. So let's allow those people who need to be where they want to be in the fastest time period, or the shortest time period, let's let them have this option. Do I need to be at the airport in five minutes? Or we'll all be stuck in bumper-to-bumper traffic for 45 minutes.

"There is a use for toll roads, and there is more than one reason we should have toll roads. So with those reasons, I would like my colleagues to consider and move this measure forward. Our population is growing, but there's no way we can stop or do anything about that. Yet our funding for more freeways or highways doesn't move along with the population growth. Thank you."

Representative Ching rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Just very quickly, in terms of my actual reason for opposition which is the bigger picture. In the bigger picture, you know one of the number one stress people talk about is the frustration with current traffic situation. Toll roads are just going to make it worse.

"But what I'm concerned about is that we are nickel and diming our people consistently. I don't think that that makes a place attractive. Aloha spirit. Just because 49 other states do it, doesn't mean that Hawaii has to be that way because we're different. We're not like the 49 other states. So I just think that in terms of the number of reasons, we haven't yet explored more healthy alternatives, better alternatives to our traffic situation. In the big picture I think it's a bad idea. And I'd like to submit additional written comments. Thank you."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in opposition of H.B. 2153, which authorizes the Director of Transportation to impose toll charges on existing highways or construct new toll roads. This bill provides for an agreement with private entities to construct, operate, and maintain toll roads, as well as prohibits toll roads where there is no alternative route available for use without a toll being charged.

"This bill most likely will exacerbate our traffic situation causing congestion and frustration to our residents and will also increase the cost of living for our residents as Hawaii consumers already pay inflated prices. This bill will physically restrict those residents that are unable to afford the toll charges using the highway, a route that may be of convenience, and consequently may cause these restricted residents to detour and expend more on gas or mileage when using alternative routes.

"Our goal is to protect our residents and a toll fee will increase the cost of living and prevent our residents from having transportation choices. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Yes, Mr. Speaker. Thank you, very much. I wish to speak in favor of this measure. I believe this is not the first time this has come before this Body here. I think now more than ever we need to look at alternatives for financing our highways. It's a little early yet, but I suspect that the Federal Highway Fund, when it finally gets to Hawaii will be less than what we have had in the past. And even without the Highway Fund being passed by Congress and being cut dramatically, which it will be. Because of the high cost of energy, we've been buying smaller cars and electric cars. Our fuel usage and our taxes have been diminishing. What that means is that our share from the Federal Highway Act is going to be also diminishing.

"This bill just merely gives DOT an option; an option to determine whether they can use it, or whether they can find someone to partner with, or to do it themselves. And of course we've all heard and we've all seen the

recent polls where the need for rail has dropped tremendously. There could be also a change in the Administration and they could take a whole different tack. So you're going to lose, or you may lose potentially that mode of transportation. It was intended to lessen the traffic impact from the West to the East. With all of this in mind Mr. Speaker, I think we should look at this objectively as a tool we may use in the future.

"It doesn't mandate it. It's just a tool for the Department of Transportation, and the people of Hawaii. It will be many years before a toll road could go into effect. It needs to go through rules. And it needs to go through the Legislature first. So there's a lot of protection before it can go like this. But Hawaii is very dense. The highways can hardly bear it. There is a tremendous traffic problem, from the West to the East especially. So we need to be mindful of this, and I can speak further on this when we move on with this bill. Thank you, very much."

Representative Takai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Rhoads be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOLL ROADS," passed Second Reading and was referred to the Committee on Finance, with Representatives Ching, Takai and Thielen voting no, and with Representatives C. Lee and M. Lee being excused.

Representatives Nishimoto and Awana, for the Committee on Higher Education and the Committee on International Affairs presented a report (Stand. Com. Rep. No. 327-12) recommending that H.B. No. 1997, HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1997, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Nishimoto and Takumi, for the Committee on Higher Education and the Committee on Education presented a report (Stand. Com. Rep. No. 328-12) recommending that H.B. No. 2093, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 2093, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL EDUCATION," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 329-12) recommending that H.B. No. 2491, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 330-12) recommending that H.B. No. 2572, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2572, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 331-12) recommending that H.B. No. 1819, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1819, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 332-12) recommending that H.B. No. 2492, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2492, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 333-12) recommending that H.B. No. 1848, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1848, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, the other day we had a briefing by the Office of Budget and Finance, and we saw the graphs. We saw the charts. We saw where the graphs and the arrows crossed, and they said, 'Guys, if we don't do something about this we're going to have up to 48% percent of our budget just going to retirees for the EUTF.' Now, is this the way to do it? I'm not sure.

"And what I want to end with is a quote from the Attorney General's Office. He said that, 'Giving the decision-making authority over amounts of the contributions to an arbitration panel thus removing legislative oversight and involvement poses significant risks.' So Mr. Speaker, as long as we got our eyes open and we know that when the charts go up and those lines cross, and we go bust. We have to remember we're not Greece. We're still Hawaii. You have to plan for the future. This is one we have to watch cautiously. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. There has always been a kind of tension between the constitutional right to collective bargain, and the provisions that we currently have about the EUTF contributions. There is no impasse procedure for resolving differences between the exclusive representatives and the employers. I would just submit that we don't really have anything to fear.

"The way the impasse procedures work for all the other benefits is that you have a panel of arbitrators, which essentially amounts to a panel of

judges or private judges. One of them is picked by the exclusive representative, and one of them is picked by the employer. They then pick a third off of a list from the American Arbitration Association. Well the American Arbitration Association is exactly what the private sector actors use all the time to resolve disputes, and I don't think there's any question: The AAA strives to be fair and honest in their dealings, and if they weren't, no one would use them. So I think that the fears that have been raised about the fiscal catastrophe that would happen if we used a fair arbitrator to decide these EUTF issues, are overblown"

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Thank you. I'd like to say a little bit about this, with reservations if you don't mind. It's just that when an unfunded liability becomes such a crisis situation, an emergency situation, I think it steps on management rights. At a certain point or another, management must take a leadership role, so therefore I'm voting with reservations."

Representative Rhoads rose to respond, stating:

"Mr. Speaker, in support still. I would just point out that the retirement benefits are of course, set in statute. The only part that's bargained for is for those active employees. So for the retirement benefits, we pretty much only have ourselves to blame. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1848, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 334-12) recommending that H.B. No. 2766, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2766, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 335-12) recommending that H.B. No. 2353, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2353, entitled: "A BILL FOR AN ACT RELATING TO VETERANS CEMETERIES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 336-12) recommending that H.B. No. 1723, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1723, be referred to the Committee on Finance, seconded by Representative Evans.

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"On Stand. Com. No. 336-12, I just would like to disclose a potential conflict Mr. Speaker. I am a recipient of the Tricare Program," and the Chair ruled, "no conflict."

Representative Pine rose to disclose a potential conflict of interest, stating:

"I have the same conflict," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I have the same request. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1723, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 337-12) recommending that H.B. No. 1968, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1968, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Tsuji and Souki, for the Committee on Agriculture and the Committee on Transportation presented a report (Stand. Com. Rep. No. 338-12) recommending that H.B. No. 1941, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1941, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL INSPECTION FACILITIES AND RELATED INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 339-12) recommending that H.B. No. 2244, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2244, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE INSPECTORS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Tsuji and McKelvey, for the Committee on Agriculture and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 340-12) recommending that H.B. No. 2432, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Coffman and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 341-12) recommending that H.B. No. 2834, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2834,

entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ECONOMIC DEVELOPMENT TASK FORCE," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Mizuno and Wooley, for the Committee on Human Services and the Committee on Culture & the Arts presented a report (Stand. Com. Rep. No. 342-12) recommending that H.B. No. 2133, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2133, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 343-12) recommending that H.B. No. 2189, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2189, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 344-12) recommending that H.B. No. 2467, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 345-12) recommending that H.B. No. 1773, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1773, entitled: "A BILL FOR AN ACT RELATING TO ACCUSED TO TRANSPORT WITNESS OR WITNESSES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 346-12) recommending that H.B. No. 2334, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2334, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Hanohano rose in support of the measure.

"Ho'omalū 'ōlelo. Ke kū nei au me ke kako'o loa ma keia pila."

Representative Hanohano submitted the following translation:

Mr. Speaker. I rise in strong support on this bill.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2334, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAII ISLAND COMMUNITY DEVELOPMENT CORPORATION," passed Second

Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 347-12) recommending that H.B. No. 2516, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2516, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 348-12) recommending that H.B. No. 1966, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACCINATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 349-12) recommending that H.B. No. 2555, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2555, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise with strong reservations. Yes, Mr. Speaker. This is a 50% increase in a birth certificate, death certificate, etc. It seems untimely and unfair, particularly if you're Hawaiian or part Hawaiian. And you know that the Hawaiian roll is coming up and there's 120,000 Hawaiians who are going to have buy one of these. From the \$10, it goes to \$15. Either this is something that they should be exempted from, or this is untimely or targeted them. I know in one of our hearings it was said to be that this is the new Hawaiian Poll Tax. Because in order to vote in the Hawaiian Roll, you need to show and prove that you are Hawaiian. So this looks a little fishy."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2555, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL STATISTICS FEES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 350-12) recommending that H.B. No. 2567, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2567, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Ward rose to speak in opposition to the measure, stating:

"In keeping with that fee increase, this is a no vote. Mr. Speaker, this is a really a big increase, from \$60 to \$100 to get married. Statistically, marriage is getting less and less accomplished or done, and this fee obviously is not going to increase the incentive to get married when in effect, it goes from \$60 to \$100.

"Why this has gone up? Some of us suspect that a fee by any other name, is a tax. Are we trying to really save, Mr. Speaker? As we said, there's no tax increases in this session. There are no reasons to go in new programs. Yet we're feeing people to death as if it was a tax? Is a spade a spade? This is a little bit too high, and that's why I'm voting no."

Representative Marumoto rose to speak in opposition to the measure, stating:

"Likewise, Mr. Speaker. A no vote."

Representative Ching rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2567, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE LICENSE FEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Ching, Marumoto and Ward voting no, and with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 351-12) recommending that H.B. No. 2556, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2556, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF DEAD HUMAN BODIES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 352-12) recommending that H.B. No. 2732, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2732, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 353-12) recommending that H.B. No. 2312, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2312, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 354-12) recommending that H.B. No. 1958, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1958, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 355-12) recommending that H.B. No. 2726, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 356-12) recommending that H.B. No. 2749, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2749, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Ching rose to speak in support of the measure, stating:

"Mr. Speaker. In support of this measure. Thank you, Mr. Speaker. You know, so many destinations, particularly tourist destinations are much more lenient with rules regarding dogs. In fact, I remember a few of destinations, to give you one extreme perhaps, some are five-star restaurants with the white table cloths, and dogs are allowed. And they just sit right underneath the table, in France. Now that's one extreme. The other extreme is when you can't bring a dog so much on a *lanai* in Hawaii.

"To me, we have a large per capita dog ownership in Hawaii, and it's a lifestyle thing we have numerous studies all the way down. Every single study says dogs are good for you. They elongate your life. This is true. And you know, I think that it's a good thing that man's best friend be allowed on a *lanai* or something like that. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2749, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALLOWING DOGS IN RESTAURANTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 357-12) recommending that H.B. No. 2232, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2232, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 358-12) recommending that H.B. No. 2227, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2227, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Riviere rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIRTH CERTIFICATES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Yamane and Rhoads, for the Committee on Health and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 359-12) recommending that H.B. No. 2374, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2374, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 360-12) recommending that H.B. No. 2361, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 361-12) recommending that H.B. No. 1779, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1779, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 362-12) recommending that H.B. No. 1789, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1789, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Herkes and Keith-Agaran, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 363-12) recommending that H.B. No. 2375, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2375, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Riviere rose to speak in support of the measure, stating:

"Mr. Speaker. I rise in support. The tragedy of people losing their homes in foreclosures has been an ongoing tragedy for so long now. For several years, and it's really been exacerbated by the criminal intent. These people come along to vulnerable people who are desperate to try to save their home. These shysters come into town and they say, 'I can help you. Give me some money up front, and I will help you modify your loan. And I will help you modify your loan; I will help you do something. Don't worry. Don't make your mortgage payments. I'll take care of it.' And when they come and yell at you and say that you have to start paying, they say, 'Don't worry. That's all part of the plan.'

"Many people have been drawn down the line into this fraud, and by the time anything this found, these guys have gone back to the mainland or wherever they are. There are also people in this State. So it is a problem. I have spoken with the FBI about it in between the Session, and they mentioned that it is a concern. There are undergoing investigations. My only concern with this is that maybe there's not enough money, or if there's no fines collected, how DCCA will promote or advertise to let people know about the dangers of these frauds. That would be the concern that I hope can get fixed along the way. Thank you, very much."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2375, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Chang and Coffman, for the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 364-12) recommending that H.B. No. 2250, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.B. No. 2250, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and brief comments. Mr. Speaker, this is reminiscent of the Great Depression and FDR's Civilian Conservation Corps. If you remember, that's how the masses were put in to work, particularly young people. And it was a good carryover, but it's a little anachronistic. Out of time, out of sync. We are the lowest or second lowest unemployment in the nation, and how this fits in, I'm not sure.

"And secondly can we afford \$2 million now when the Unemployment Fund is at 75% of benefits, and going lower. I think Mr. Speaker, the next Committee should wait until March 15 when the Council of Revenues meets, and the Council of Revenues will say on March 15, 'Hey there's black ink coming,' or 'There's red ink persisting,' before we would move together on something such as this Great Depression measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2250, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY ENVIRONMENTAL WORKFORCE," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 365-12) recommending that H.B. No. 2462, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2462, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 366-12) recommending that H.B. No. 2588, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2588, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you. In strong support. Strongest support. You know, just last week we had five more vessels go up on the rocks on Maui. And while the owners were able to get four of them out, one of them is on the rocks right now. It's a commercial one, and so this bill is really needed. And of course there's still the issue of the boat that has been sitting six years on the reef called, The Dolphin which is turning into an oblique memorial to government efficiency in its finest. So I humbly ask the Finance Committee, please, expedite this measure to the Senate. Thank you, very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 367-12) recommending that H.B. No. 2822, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2822, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 368-12) recommending that H.B. No. 1986, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1986, be referred to the Committee on Finance, seconded by Representative Evans.

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I stand in strong support. This measure is important to the host community as it shows the Legislature's support for the Hawaiian language which is one of our State's recognized languages. Testimony provided in the Education Committee hearing was quite compelling. Native Hawaiian immersion language tests are being formulated by English speaking individuals from the mainland. HB1986 would provide Hawaiian language immersion students with testing methods conducive to those of English language students.

"The Native American immersion programs on the mainland have been successful in using the Native Hawaiian immersion methodologies for their testing, yet the Department of Education has not adequately addressed the Native Hawaiian immersion language when testing Hawaii students. Why is the Native Hawaiian language template for testing successful with the Native American immersion language testing, but not the Native Hawaiian language template in Hawaii with Native Hawaiian immersion students?

"Mr. Speaker, students in the Native Hawaiian Immersion Language Programs need to be given an equal footing as English speaking programs. This measure is a step in the right direction. For these reasons, I stand in strong support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1986, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Takumi and Rhoads, for the Committee on Education and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 369-12) recommending that H.B. No. 2010, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 2010, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Takumi and Rhoads, for the Committee on Education and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 370-12) recommending that H.B. No. 2527, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 2527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 371-12) recommending that H.B. No. 2711, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2711, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations on the portion of the bill that seems to relate to card check provisions."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker, the same thing. I have reservations in regards to card checks."

Representative Ching rose to speak in support of the measure with reservations, stating:

"Reservations for the same reason."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"I rise in support with reservations on HB 2711. While I do support the intent of this measure, it appears potentially unnecessary because it duplicates already existing minimum wage and labor laws. Testimony received in the House Labor and Public Employment Committee indicated that currently, contractors awarded public contracts are already required to comply with HRS 104, Hawaii's version of the Davis Bacon Law. I fully support fair compensation standards for employees, but I fear that in lowering the threshold, the scope of projects under the jurisdiction of this bill may eventually encompass all public contracts. That would be a cumbersome burden on Hawaii's building industry at a time when these and other industries are struggling economically."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2711, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A LIVING WAGE FOR WORKERS ON

SERVICE CONTRACTS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 372-12) recommending that H.B. No. 2102, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 2102, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Marumoto rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I have a potential conflict. I am a recipient of Part B reimbursements," and the Chair ruled, "no conflict."

Representative Marumoto continued to speak in support of the measure with reservations, stating:

"I'd like to speak on this bill with reservations. I think I have some institutional memory, and you can probably correct me if I'm wrong, but it seemed to me that there was some sort of trade-off when the State decided to encourage the retirees to go onto Medicare when they retired. I think the State figured they could save money this way because offering reimbursements to the retirees would be cheaper than purchasing health benefits for the employee and maybe a spouse also."

"If things have changed, I'd like to be corrected. But apparently there was testimony by the HGEA that said this bill could actually have the EUTF pay more in premiums. It appears that fewer retirees will obtain Medicare because then they have to pay the premiums. While the State may believe it is saving by declining to pay reimbursements, it is actually requiring the retirees to pay the premium, a higher premium. Because under the HMSA 90/10 PPO Plan, a higher overall premium is charged for non-Medicare retirees. We need some more education on this particular bill. Thank you."

Representative Takai rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. First I'd like to incorporate the words of the previous speaker as if they were my own. And validate what she said. Absolutely, she is correct. Years ago, we used to require our employees to pay for a portion of their medical insurance with the commitment and promise that once they retire, we would cover them 100%. Now as medical costs have increased, we cut a deal with them and said, 'You know, the federal government will pay for your medical insurance if you go into Medicare, and we will pay for that premium.' We did it, with the understanding and obligation that we would pay for that federal Medicare premium."

"Now everything's all changed, and what I don't understand is State employees and county employees are getting bit on both sides. We now require a 50-50 match while working, and then we extended out the requirement to get 100% coverage upon retirement. And now we're saying that we're going to eliminate the Part B Medicare Premium Refund to the retirees. I say we take a look at the entire process and figure out once and for all whether we're going to cover our employees, just like we mandate the private sector. In other words, maybe while working, all our medical should be free, because after we retire, we're just like the private sector. We're on our own. Or we don't cover our employees while working. We do what we do now with the commitment that after they retire, we cover them. But we can't not cover them while working, and not cover them after they retire. It's just nonsensical. Thank you, Mr. Speaker"

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just a couple of points on this bill. First of all, it only applies to people who were hired after June 30, 2012. So no one who is in the system has anything taken away. And those who are hired afterwards will know that that's the deal they're looking at."

"With regard to the current system being cheaper than what it would be if we adopted this bill. Well the history of it is that we used to just supply our retirees with a healthcare plan that was our own healthcare plan. So somewhere along the line someone realized that, Medicare will provide the same thing at a lot cheaper price because it's much closer to being a single payer system. And what we do now is just provide a secondary policy to cover the gap between what Medicare covers and complete coverage.

"So yes, if what we were replacing Medicare with was our own policy, it would be more expensive. But that's not what we're suggesting. That's not what's suggested in this bill. In this bill we're just saying, if you want the secondary coverage, what is essentially a Medi-gap policy, you have to pay your own Medicare Part B premium. And it does save the State significant amounts of money. If it went in to effect this year, I think the number is \$46 million. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2102, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representative Takai voting no, and with Representatives C. Lee and M. Lee being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 373-12) recommending that H.B. No. 2439, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2439, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representatives Souki and Aquino, for the Committee on Transportation and the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 374-12) recommending that H.B. No. 2071, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2071, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC," passed Second Reading and was referred to the Committee on Judiciary, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 375-12) recommending that H.B. No. 1695, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1695, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 376-12) recommending that H.B. No. 2559, HD 1, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2559, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTALITY REVIEW OF DEATHS OF PERSONS WITH DEVELOPMENTAL OR INTELLECTUAL DISABILITIES," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 377-12) recommending that H.B. No. 2614, HD 1, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2614, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMERCIAL HARBORS," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 378-12) recommending that H.B. No. 2475, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2475, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 379-12) recommending that H.B. No. 1708, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1708, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was referred to the Committee on Finance, with Representatives C. Lee and M. Lee being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 380-12) recommending that H.B. No. 2436, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 2436, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL," passed Second Reading and was placed on the calendar for Third Reading, with Representatives C. Lee and M. Lee being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 27 and 28) and concurrent resolution (H.C.R. No. 48) were referred to Printing and further action was deferred:

H.R. No. 27, entitled: "HOUSE RESOLUTION DECLARING SUNDAYS TO BE "EAT LOCAL, BUY LOCAL" DAY IN HAWAII AND ENCOURAGING FAMILIES, RESTAURANTS, AND GROCERS TO BUY HAWAII-GROWN FOODS, FLOWERS, AND PRODUCE," was jointly offered by Representatives Awana, Brower, Choy, Evans, Marumoto, McKelvey, Mizuno, Nishimoto, Oshiro, Rhoads, Riviere, Souki and Tsuji.

H.R. No. 28, entitled: "HOUSE RESOLUTION RECOGNIZING WHITNEY HOUSTON AS ONE OF THE GREATEST RECORDING ARTISTS EVER AND CELEBRATING HER LIFE AS A HUMANITARIAN," was jointly offered by Representatives Mizuno, Brower and Hanohano.

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
1973, HD1	Committee on Hawaiian Affairs, then to the Committee on Finance
2407, HD1	Committee on Culture & the Arts, then to the Committee on Finance
2529	Committee on Hawaiian Affairs, then to the Committee on Finance
2650, HD1	Committee on Culture & the Arts, then to the Committee on Finance

ADJOURNMENT

At 1:16 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 15, 2012. (Representatives C. Lee and M. Lee were excused.)

H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING SUNDAYS TO BE "EAT LOCAL, BUY LOCAL" DAY IN HAWAII AND ENCOURAGING FAMILIES, RESTAURANTS, AND GROCERS TO BUY HAWAII-GROWN FOODS, FLOWERS, AND PRODUCE," was jointly offered by Representatives Awana, Brower, Choy, Evans, Hashem, Marumoto, McKelvey, Mizuno, Nishimoto, Oshiro, Rhoads, Riviere, Souki and Tsuji.

ANNOUNCEMENTS

Representative Ching: "Thank you, Mr. Speaker. Well you know, it's Happy Valentine's Day to everyone in the Chamber. It is the day that the unique product from Hawaii is going to be consumed. So as we do realize that actually we will consume in this nation alone, on this month, on this day, \$345 million in sales, are now going on. Around the world, it's a \$75 billion industry. In Japan, maybe we should do this in Hawaii, you give chocolate to every man in your life. Women you give it to every man in their life. You don't just give it to your husband, uncle, father, that's true. And then there's another holiday later in the year for men to give to women.

"But I'm just listing, MSN today, sent 10 reasons to eat your dark chocolate: No. 1, you live longer. Harvard studies say we'll live longer, it lowers blood pressure, it improves vision, it raises good cholesterol, it decreases stroke risk, it prevents heart disease, it fights free radicals, it prevents cancer, and I think I mentioned, it's a mood booster. So go buy it, but if you do, buy Hawaiian"

Representative Ward: "Mr. Speaker, this is also a day of not only affection, but also goodwill. And on behalf of the Minority, I want to wish the Majority, Mr. Speaker, and all of you for a good Session between now and May. And may it be a sweet one. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>H.R.</u> <u>No.</u>	<u>Referred to:</u>
26	Committee on Judiciary, then to the Committee on Finance

<u>H.C.R.</u> <u>No.</u>	<u>Referred to:</u>
47	Committee on Judiciary, then to the Committee on Finance

<u>S.B.</u> <u>Nos.</u>	<u>Referred to:</u>
2058, SD1	Committee on Judiciary
2062, SD1	Committee on Judiciary
2218, SD1	Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance
2712	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance